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California Regional Water Quality Control Board

Central Valley Region

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31 August 2007

Mr. Will Dickinson, Deputy Director
County of Placer Facility Services Department
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Auburn, California 95603

CERTIFIED MAIL
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NOTICE OF PROPOSED SETTLEMENT

TENTATIVE ADMINISTRATIVE CIVIL LIABILITY ORDER FOR MANDATORY MINIMUM PENALTIES

IN THE MATTER OF PLACER COUNTY SERVICE AREA NO. 28, ZONE NO. 6 SHERIDAN WASTEWATER TREATMENT PLANT PLACER COUNTY

TO ALL CONCERNED PERSONS AND AGENCIES:

The Executive Officer of the Regional Water Board has proposed to settle Administrative Civil Liability (ACL) Complaint No. R5-2007-0510, which was issued in the matter of Placer County Service Area No. 28, Zone No. 6 (Discharger) on 2 April 2007. The terms of the proposed settlement are set forth in the enclosed tentative ACL Order. The Discharger has expressed its desire to settle the matter and willingness to waive its right to a hearing on the ACL Complaint.

As described in the tentative ACL Order, the Discharger is subject to \$270,000 in mandatory minimum penalties. However, the Discharger has spent \$1,042,000 on a compliance project to upgrade its wastewater treatment plant to prevent future violations of the type which gave rise to this enforcement action. The tentative ACL Order proposes to permanently suspend the \$270,000 in MMPs due to the successful completion of the compliance project, well in excess of the mandatory minimum penalty amount.

A Notice of Proposed Settlement (Notice) is also enclosed. The Discharger must publish the Notice in a local newspaper for one (1) day commencing no later than **7 September 2007**. The expense of publication is to be paid by the Discharger. Additionally, the Discharger must by **7 September 2007** post one copy of the Notice at each of the following locations: (i) at the nearest city hall or county courthouse, (ii) at the post office nearest to the Facility (if allowed), and (iii) at the public entrance to the Facility. Proof of posting, using the enclosed form, and proof of publication, consisting of an affidavit from the newspaper along with a copy of the published notice, shall be filed with this office at the above address by **14 September 2007**. Finally, the Discharger shall submit a signed copy of the Waiver of the Right to a Hearing by **8 October 2007**.

The public is invited to review and comment on the proposed settlement contained in the tentative ACL Order prior to the Executive Officer's determination about whether to approve the settlement. The tentative ACL Order and related documents are publicly available on the Regional Water Board's website at <http://www.waterboards.ca.gov/centralvalley/tentative> or by contacting Spencer Joplin at (916) 464-4660. The public review period will **close at 5:00 PM on 8 October 2007**. Written comments must be received by the Regional Water Board by the close of the public review period.

If you have any questions, please contact Spencer Joplin at (916) 464-4660 or sjoplin@waterboards.ca.gov.

PATRICIA LEARY
Senior Engineer
NPDES Compliance and Enforcement Unit

Enclosures

cc: Regional Water Board Members, Rancho Cordova
Mr. Ken Greenberg , U.S. Environmental Protection Agency, Region IX, San Francisco
Ms. Lisa Brown, CalEPA, Sacramento
Mr. Reed Sato, Office of Enforcement, SWRCB, Sacramento
Ms. Michele M. DeCristoforo, Office of Chief Counsel, SWRCB, Sacramento
Mr. Phil Isorena, State Water Resources Control Board, Sacramento
Ms. Carol Oz, Department of Fish and Game, Rancho Cordova
Placer County Health Department, Auburn
Mr. Bill Jennings, California Sportfishing Protection Alliance, Stockton
Ms. Mary Louise Morrison, 2980 Springer Drive, McKinleyville